

RECEIVED
CENTRAL FAX CENTER

MAY 17 2004

| | | |
|--|----------------------|----------------|
| REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 | Application Number | 09/845,514 |
| | Filing Date | April 30, 2001 |
| | First Named Inventor | Aoki |
| | Group Art Unit | 1645 |
| | Examiner Name | Ford, V.L. |
| Attorney Docket No. | | D2929-CON |

OFFICIAL

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17 (e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 01-0885

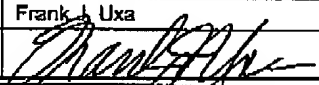

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED | | | |
|---|---|-----------------------------------|--------------|
| Name (Print/Type) | Frank J. Uxa | Registration No. (Attorney/Agent) | 25,612 |
| Signature |  | Date | May 17, 2004 |
| CERTIFICATE OF MAILING OR TRANSMISSION | | | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: <u>May 17, 2004</u> | | | |
| Name (Print/Type) | Janet McGhee | | |
| Signature |  | Date | May 17, 2004 |

Appl. No. 09/845,514
Reply to Office Action of January 15, 2004

RECEIVED
CENTRAL FAX CENTER

MAY 17 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/845,514
Applicant : Aoki et al.
Filed : April 30, 2001
Title : MULTIPLE BOTULINUM TOXINS FOR TREATING
NEUROMUSCULAR DISORDERS AND CONDITIONS

Confirmation No.

OFFICIAL
3428

TC/A.U. : 1600/1645
Examiner : Ford, V.L.

Docket No. : D-2929 CON
Customer No. : 33197

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION
I hereby certify that this correspondence is being
transmitted via facsimile to Mail Stop RCE,
Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450, to fax number 703-872-
9306, on the date indicated below.

May 17 2004
Robert McGhee

AMENDMENT

Sir:

In response to the Final Office Action of January 15, 2004
and the Advisory Action of April 16, 2004, please amend the
above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims
which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.